

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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Mary Oberther, *on behalf of herself and all  
others similarly situated*,

Plaintiff,

v.

Midland Credit Management, Inc.,

Defendant.

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: Civil Action No.: 3:14-cv-30014-MGM  
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**NOTICE OF MOTION AND MOTION FOR CLASS CERTIFICATION AND  
PRELIMINARY APPROVAL OF THE PARTIES' CLASS ACTION SETTLEMENT  
AGREEMENT**

PLEASE TAKE NOTICE that, upon the accompanying memorandum together with the Settlement Agreement and all Exhibits attached thereto, the undersigned hereby moves this Court for an order 1) certifying the proposed class, 2) preliminarily approving the parties' class action settlement agreement, 3) approving the notice to the class, and 4) scheduling a fairness hearing.

Dated: January 12, 2016

Respectfully submitted:

/s/ Stephen Taylor

Sergei Lemberg

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 12, 2016, a copy of the foregoing was filed with the Clerk of the Court via the Court's CM/ECF system which sent notice of such filing to the following:

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/s/ Stephen Taylor  
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